UNITED STATES *v.* CHAS. PFIZER & CO., INC., ET AL.

CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

No. 70-72. Argued January 12, 1972—Decided January 24, 1972

426 F. 2d 32, affirmed by an equally divided Court.

Deputy Solicitor General Friedman argued the cause for the United States. With him on the briefs were *Solicitor General Griswold, Assistant Attorney General McLaren, Harry R. Sachse, Howard E. Shapiro,* and *Harry G. Sklarsky.*

John E. F. Wood argued the cause for respondents. With him on the brief for Chas. Pfizer & Co., Inc., were *Judson A. Parsons, Jr., J. Paul McGrath, Paul Sherman,* and *Arthur G. Connolly. Roy W. McDonald, Ralstone R. Irvine,* and *Richard Y. Holcomb* filed a brief for respondent American Cyanamid Co. *Merrell E. Clark, Jr.,* and *Henry J. Zafian* filed a brief for respondent Bristol-Myers Co.

PER CURIAM.

The judgment is affirmed by an equally divided Court.

MR. JUSTICE STEWART, MR. JUSTICE WHITE, and MR. JUSTICE MARSHALL took no part in the consideration or decision of this case.